

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF NORTH CAROLINA  
SOUTHERN DIVISION  
NO. 7:08-CV-57-H(3)

DEVON TYLER MCCARTNEY, a minor  
child, by his mother Penny  
McCartney, et al.

Plaintiffs,

v.

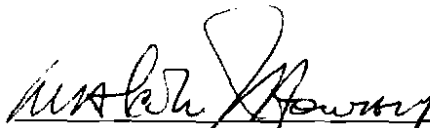
LANIER CANSLER, Secretary, North  
Carolina Department of Health and  
Human Services, in his official  
capacity,

Defendant.

ORDER

For good cause shown and upon the joint motion of the parties, IT IS ORDERED that the mediation ordered by the district court, the Rule 26(f) conference and report, all discovery, plaintiffs' deadline to respond to defendant's pending motions for summary judgment, and all other district court proceedings be STAYED pending the outcome of defendant's appeal of this court's March 16, 2009, order to the Fourth Circuit Court of Appeals.

This 23rd day of April 2009.



MALCOLM J. HOWARD

Senior United States District Judge